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ATTORNEY DOCKET: P-9417

United States Patent Application

COMBINED DECLARATION AND POWER OF ATTORNEY

As a below named inventor I hereby declare that: my residence, post office address and citizenship are as stated below next to my name; that

I verily believe I am the original, first and sole inventor (if only one name is listed below) or a joint inventor (if plural inventors are named below) of the subject matter which is claimed and for which a patent is sought on the invention entitled: SYSTEM AND METHOD OF AUTOMATED INVOICING FOR COMMUNICATIONS BETWEEN AN IMPLANTABLE MEDICAL DEVICE AND A REMOTE COMPUTER SYSTEM OR HEALTH CARE PROVIDER

The specification of which

a. is attached hereto

b. X was filed on 01-18-2001 as application serial no. 09/765,218 and was amended on (if applicable) (in the case of a PCT-filed application) described and claimed in international no. filed and as amended on (if any), which I have reviewed and for which I solicit a United States patent.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a).

I hereby claim foreign priority benefits under Title 35, United States Code, §119/365 of any foreign application(s) for patent of inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on the basis of which priority is claimed:

a. X no such applications have been filed.

b. such applications have been filed as follows:

FOREIGN APPLICATION(S), IF ANY, CLAIMING PRIORITY UNDER 35 USC §119

COUNTRY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE

ALL FOREIGN APPLICATIONS, IF ANY, FILED BEFORE THE PRIORITY APPLICATION(S)

COUNTRY	APPLICATION NUMBER	DATE OF FILING	DATE OF ISSUE

I hereby claim the benefit under Title 35, United States Code, §1120/365 of any United States and PCT international application(s) listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §156(a) which occurred between the filing date of the prior application and the national or PCT international filing date of this application.

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§ 1.56 Duty of disclosure; fraud, striking or rejection of applications.

(a) A duty of candor and good faith toward the Patent and Trademark Office rests on the inventor, on each attorney or agent who prepares or prosecutes the application and on every other individual who is substantively involved in the preparation or prosecution of the application and who is associated with the inventor, with the assignee or with anyone to whom there is an obligation to assign the application. All such individuals have a duty to disclose to the Office information they are aware of which is material to the examination of the application. Such information is material where there is substantial likelihood that a reasonable examiner would consider it important in deciding whether to allow the application to issue as a patent. The duty is commensurate with the degree of involvement in the preparation or prosecution of the application.

U.S. APPLICATION NUMBER	DATE OF FILING	STATUS (patented, pending, abandoned)
60/176,499	JANUARY 18, 2000	PROVISIONALLY FILED
09/348,506	JULY 7, 1999	PENDING
09/765,484	JANUARY 18, 2001	PENDING

I hereby appoint the following attorney(s) and/or agent(s) to prosecute this application and to transact all business in the Patent and Trademark Office connected herewith:

Harold R. Patton	Reg. No. 22,157	Curtis D. Kinghorn	Reg. No. 33,926
Reed A. Duthler	Reg. No. 30,626	Michael J. Jaro	Reg. No. 34,472
Daniel W. Latham	Reg. No. 30,401	Dianne M.F. Plunkett	Reg. No. 35,649
Michael B. Atlass	Reg. No. 30,606	Thomas F. Woods	Reg. No. 36,725

Please direct all correspondence in this case to: Medtronic, Inc.
710 Medtronic Parkway N.E.,
Minneapolis, Minnesota 55432
Telephone No. (763) 514-3156

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

2 0 1	Full Name of Inventor	FIRST NAME MARKUS	MIDDLE INITIAL	LAST NAME HALLER
	Residence & Citizenship	CITY CH-1268 BEGNINS	STATE OR FOREIGN COUNTRY SWITZERLAND	CITIZENSHIP GERMANY
	Post Office Address	POST OFFICE ADDRESS ROUTE DE BURTIGNY 24	CITY CH-1268 BEGNINS	STATE/ZIP/COUNTRY SWITZERLAND
	SIGNATURE OF INVENTOR 201 <i>Markus Haller</i>			DATE 5/23/01
2 0 2	Full Name of Inventor	FIRST NAME BOZIDAR	MIDDLE INITIAL	LAST NAME FEREK-PETRIC
	Residence & Citizenship	CITY ZAGREB	STATE OR FOREIGN COUNTRY CROATIA	CITIZENSHIP CROATIA
	Post Office Address	POST OFFICE ADDRESS SOVINEC 17	CITY ZAGREB	STATE/ZIP/COUNTRY CROATIA 10000 ZAGREB
	SIGNATURE OF INVENTOR 202 <i>Bozidar Ferek-Petric</i>			DATE June 11th 2001
2 0 3	Full Name of Inventor	FIRST NAME ADRIANUS	MIDDLE INITIAL P.	LAST NAME DONDERS
	Residence & Citizenship	CITY FOUNEX	STATE OR FOREIGN COUNTRY SWITZERLAND	CITIZENSHIP NETHERLANDS
	Post Office Address	POST OFFICE ADDRESS CH. CHAMPS ROSSET 3	CITY FOUNEX	STATE/ZIP/COUNTRY SWITZERLAND / 1297 FOUNEX
	SIGNATURE OF INVENTOR 203 <i>Adrianus Donders</i>			DATE 5/28/01

___ Additional pages for fourth and subsequent inventors attached.
X This Declaration ends with this page.